



analysis is well-reasoned and fully supported by the record and applicable law.

Accordingly, **IT IS ORDERED** as follows:

- 1) The report and recommendation (Doc. 19) is **ADOPTED** in its entirety.
- 2) The motion to dismiss and for summary judgment (Doc. 15) is **GRANTED**.
- 3) The Clerk of Court is directed to close this case.
- 4) The court declines to issue a certificate of appealability, as the plaintiff has failed to demonstrate a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); *see also Buck v. Davis*, 137 S.Ct. 759, 773-75 (2017); *Miller-El v. Cockrell*, 537 U.S. 322, 335-36 (2003); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

s/Sylvia H. Rambo  
SYLVIA H. RAMBO  
United States District Judge

Dated: November 6, 2023